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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

KEN WALTERS and JOHN BONILLA, in their ) No. C 04 - 04993 (JL)  
respective capacities as Trustees of the )  
OPERATING ENGINEERS HEALTH AND )  
WELFARE TRUST FUND FOR NORTHERN )  
CALIFORNIA; BOARD OF TRUSTEES OF ) **[PROPOSED] ORDER**  
THE PENSION TRUST FUND FOR ) **APPEARANCE AND E**  
OPERATING ENGINEERS; BOARD OF ) **OF DEBTOR ASSETS**  
TRUSTEES OF THE PENSIONED )  
OPERATING ENGINEERS HEALTH AND )  
WELFARE FUND; BOARD OF TRUSTEES )  
OF THE OPERATING ENGINEERS AND )  
PARTICIPATING EMPLOYERS PRE- )  
APPRENTICESHIP, APPRENTICE AND )  
JOURNEYMEN AFFIRMATIVE ACTION )  
TRAINING FUND; BOARD OF TRUSTEES )  
OF THE OPERATING ENGINEERS )  
VACATION AND HOLIDAY PLAN. ) Date: February 22, 2006  
Time: 9:30 a.m.

Date: February 22, 2006  
Time: 9:30 a.m.  
Place: Courtroom F, 15<sup>th</sup> Floor

Plaintiffs,

v.

DIAMOND OAKS CONSTRUCTION  
COMPANY, INC., A California Corporation,

Defendant.

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**PROPOSED ORDER FOR APPEARANCE AND EXAMINATION OF DEBTOR ASSETS**

TO: James S. Pelletier, Diamond Oaks Construction Company, Inc.

**YOU ARE HEREBY ORDERED TO APPEAR** personally before this Court, or before a referee appointed by the Court, on February 22, 2006 at 9:30 a.m. in Courtroom F, 15<sup>th</sup> Floor, located at 450 Golden Gate Avenue, San Francisco, California, to furnish information to aid in enforcement of the judgment entered against you on June 30, 2005 and to answer questions concerning property in your possession or control as stated in Plaintiffs' Application for Order to Appear for Debtor Examination, attached hereto as Exhibit "A"

Dated: February 7, 2006

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